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A limited liability partnership formed in the State of Delaware

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RICON CORP. and WESTINGHOUSE AIR
BRAKE TECHNOLOGIES CORPORATION
dba VAPOR BUS INTERNATIONAL

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

LIFT-U, A DIVISION OF HOGAN MFG., INC.,
a California corporation,

Plaintiff,

vs.

RICON CORP., a California corporation, and
WESTINGHOUSE AIR BRAKE
TECHNOLOGIES CORPORATION dba
VAPOR BUS INTERNATIONAL, a Delaware
Corporation,

Defendants.

AND RELATED COUNTERCLAIMS.

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LIFT-U, A DIVISION OF HOGAN MFG.,
INC.

No.: C 10-01850 (LHK)

STIPULATED REQUEST AND
[PROPOSED] ORDER CONTINUING
FURTHER CASE MANAGEMENT
CONFERENCE as modified by the Court

[Civil L.R. 16-2(e); 7-12]

Pursuant to Local Rules 16-2(e) and 7-12, Plaintiff Lift-U, a division of Hogan Mfg., Inc. (“Plaintiff”), on one hand, and Defendants Ricon Corp. and Westinghouse Air Brake Technologies Corporation dba Vapor Bus International (collectively, “Defendants”), on the other hand, hereby request a continuance of the Further Case Management Conference to February 2, 2011 at 2:00 p.m., subject to the Court’s calendar, for the following reasons:

1. On December 20, 2010, the Court issued an Order (Doc # 39) setting a Further Case Management Conference for January 12, 2011 at 2:00 p.m.

2. As set forth in the accompanying declaration, Scott Baker, lead trial counsel for Defendants, is also counsel in a case venued in the Eastern District of Texas, *Wi-LAN v. Acer, Inc. et al.*, Case No. 2:07-CV-473, consolidated with Case No. 2:07-CV-474 (TJW). Opening statements in *Wi-LAN v. Acer, Inc. et al.* are presently set for January 6, 2011, and the trial is expected to last approximately two calendar weeks. The trial prevents Mr. Baker from either personally attending the Further Case Management Conference or dialing in using the Court’s CourtCall system. The parties therefore seek a brief continuance of the Further Case Management Conference.

3. The parties have met and conferred with one another, and February 2, 2011 at 2:00 p.m. presents no conflicts for any lead attorneys. Moreover, no other Court-ordered dates shall be affected by this proposed continuance.

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Accordingly, and for good cause shown, the parties request that the Court continue the Status Conference in this matter to February 2, 2011.

IT IS SO STIPULATED.

Dated: December 23, 2010.

REED SMITH LLP

LARIVIERE, GRUBMAN & PAYNE, LLP

By: /s/ James A. Daire
James A. Daire
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RICON CORP. and WESTINGHOUSE AIR
BRAKE TECHNOLOGIES CORPORATION
dba VAPOR BUS INTERNATIONAL

By: /s/ Scott J. Allen *
Scott J. Allen
Attorneys for Plaintiff
LIFT-U, A DIVISION OF HOGAN MFG., INC.

**Filer's Attestation: Pursuant to General Order No. 45, Section X(B) regarding signatures, James A. Daire hereby attests that concurrence in the filing of this document has been obtained.*

PURSUANT TO STIPULATION, ~~IT IS SO ORDERED:~~
The Case Management Conference is continued to February 9, 2011, at 2 p.m.

DATED: December 29, 2010.



Hon. LUCY H. KOH
United States District Court Judge